

AGENDA ITEM #7

September 14, 2001

To: Delta Protection Commission

From: Legislative Subcommittee (Gleason, Coglianese)
Karen Morais, Delta Protection Commission Staff

Subject: Legislation Update

At the July 26, 2001 meeting of the Delta Protection Commission, the members voted to support four bills pending before the Legislature. The letters of support sent to the authors are attached.

The status of those bills as of September 11, 2001 is:

AB 426 (Cardoza) Sales and use taxes: farm equipment and machinery.

- AB 7 (Cardoza), was the original bill that DPC was tracking. The language was ultimately amended into AB 426 (Cardoza) and sent to the Governor for action. The bill was approved August 7th. The new Revenue and Taxation Code is as follows:

6357.1. (a) There are exempted from the taxes imposed by this part, the gross receipts from the sale in this state of, and the storage, use, or other consumption in this state of, diesel fuel used in farming activities and food processing. This section shall be implemented as soon as possible, but in no case later than September 1, 2001.

AB 1637 (Dickerson) State Agencies: real property: inventory.

- Assemblyman Dickerson amended out the original language. The bill now addresses the Klamath River water crisis: assistance program. He plans to reintroduce the property inventory bill next year.

AB 1414 (Dickerson) Public Lands: management plans.

- As amended August 31, the bill now only impacts the Department of Fish and Game; the Department of Parks and Recreation was amended out. AB 1414 was placed on the Senate Appropriations Suspense calendar. If the committee doesn't hear the bill this week, it will become a two-year bill.

AB 801 (Salinas) Sale of California produce: Choose California Act.

- The bill was amended September 7, to delete a proposed report, in order to address concerns raised by the Department of Food and Agriculture related to problems the department would have gathering data to complete the report. It's currently on the Senate Second Reading file. If the bill passes this week, it will be sent to the Assembly for concurrence and then to the Governor for action.

ACA 8, (Keeley), Constitutional amendment to create the California Water and Land Protection Trust Fund in the State Treasury. This ACA is currently moving through the process in the Senate. If it receives final approval of the Legislature, the measure will be chaptered by the Secretary of State and placed on the next statewide ballot.

- The measure would authorize the income generated by the trust fund to be used, pursuant to an appropriation by the Legislature, for the acquisition, operation, maintenance, restoration, and enhancement of land for habitat for native fish and wildlife and natural communities, agricultural land, scenic open space, and parks and recreation areas.

Dan Siegel, Attorney General's Office, advised the Commission that if the ACA is approved and does go on the ballot, the Commission could take a position at that time. It was decided to delay a Commission vote until the ballot measure is final and after further review by the DPC Legislative Subcommittee.

Listed below is the Legislature's schedule:

Aug. 31 Last day for Fiscal Committees to meet and report bills to Floor.

Sept. 7 Last day to amend bills on the Floor.

Sept. 14 Last day for each house to pass bills.

Sept. 14 Interim Study Recess begins at end of this day's session.

Oct. 14 Last day for Governor to sign or veto bills passed by the Legislature on or before Sept. 14 and in his possession after Sept. 14.

2002

Jan. 1 Statutes take effect.

Jan. 7 Legislature reconvenes.